Board of Forestry and Fire Protection

“Notice of Intent Amendments, 2022”

Title 14 of the California Code of Regulations (14 CCR),

Division 1.5, Chapter 4,

Subchapter 7, Articles 2 and 6.8

§ 1032.7. Plan Submittal and Notice of Intent.

(a) A Plan shall be submitted by the Person who owns, leases, contracts, or operates on Timberland to harvest timber for commercial purposes.

(b) Where the land or timber is owned or operated by parties other than the Person executing the Plan, the Person submitting the Plan shall give prompt written notice of such Plan to those parties.

(c) The RPF preparing the Plan shall submit to the Director, with the Plan, a Notice of Intent to Harvest Timber (Notice of Intent) if:

   (1) any proposed Plan boundary lies within three-hundred (300) feet of any property not owned by the Timberland owner, or

   (2) any Plan amendment that changes a Plan boundary so that the new boundary lies within three-hundred (300) feet of property not owned by the Timberland owner, or

   (3) any Plan amendment changes the silvicultural method if a Notice of Intent was required for the Plan by condition (1) or (2) above or,

   (4) any overhead electrical power line, except a line from a transformer to a service panel, is present within the Plan area or within two-hundred (200) feet outside the Plan boundary, or
(5) any Plan amendment changes a Plan boundary so that any overhead
electrical power line, except a line from a transformer to a service panel, is within
the new boundary or is within two-hundred (200) feet outside the new Plan
boundary.

(d) A Notice of Intent shall include the following information:

(1) The names of the Timberland owner, RPF who prepared the Plan, and the
Plan submitter.

(2) The location of the Plan area by county, section, township, and range, and
the approximate direction and distance to the Plan area from the nearest
community or well-known landmark.

(3) The name of and distance from the nearest perennial Stream and major water
course flowing through or downstream from the Plan area.

(4) The acres proposed to be harvested.

(5) The Silvicultural Systems to be used, including Regeneration Methods, and
Intermediate Treatments, Special Prescriptions, and Alternative Prescriptions to
be used.

(6) The estimated earliest date that the Director may approve the Plan. This is
fifteen (15) days from receipt of the Plan by the Department, except in counties
for which Rules and regulations have been adopted pursuant to §§ 4516.5 or
4516.8 of the Public Resources Code where the earliest date the Director may
approve the Plan is forty-five (45) days after receipt of the Plan by the
Department.

(7) A statement that the public may review the Plan at the appropriate CAL FIRE
Review Team Office and that a copy of the Plan may be obtained from the
Department upon payment of the applicable charge.
(8) A map which provides the approximate boundary of the THP area, a map legend, and a scale. This map shall be posted with the Notice of Intent.

(9) A statement that questions or concerns regarding the specific Plan should be directed to the applicable CAL FIRE Review Team Office for public input incorporation into an Official Response Document.

(10) A statement of whether there is a known overhead electric power line within the proposed Plan area except a line from a transformer to a service panel.

(e) The RPF preparing the Plan shall furnish to the Department at the time of submission of the Plan, the names and mailing addresses of all property owners within three-hundred (300) feet of the plan boundary. Either a list compiled from the latest equalized assessment roll or a list provided by a title company doing business in California compiled within sixty (60) days of submission of the Plan shall be deemed sufficient for compliance with the subsection.

(f) The RPF preparing the Plan shall furnish to the Department at the time of submission of the Plan, the names and mailing addresses of utilities that operate overhead electrical power lines within the Plan boundary or within two-hundred (200) feet outside the Plan boundary. This information shall be obtained from the Utility Contact List.

(g) The Department shall mail copies of the Notice of Intent within two (2) working days of receipt of the Plan to all Persons identified in (e) and (f) above.

(h) Prior to submission of the Plan, the Person submitting the Plan shall post a copy of the Notice of Intent including a map as described in (d)(8) at a conspicuous location on the Public Road nearest the Plan. Said Notice of Intent shall be on colored paper or identified with colored flagging so as to be easily visible to the public.
§ 1092.04. Program Timber Harvesting Plan (PTHP) Submittal.
(a) A PTHP shall be submitted by the Person who owns, leases, contracts, or operates on Timberland and Plans to harvest timber for commercial purposes.
(b) Where the land or timber is owned or operated by parties other than the Person executing the PTHP the Person submitting the PTHP shall give prompt written notice of such PTHP to those parties.
(c) The RPF preparing the PTHP shall submit to the Director, with the PTHP, a copy of a Notice of Intent to Harvest: (1) if any proposed boundary lies within 300 feet of any property not owned by the Timberland owner, or (2) any PTHP amendment that changes a PTHP boundary so that the new boundary lies within 300 ft. of property not owned by the Timberland owner.
(d) A Notice of Intent shall include the following information:
   (1) The names of the Timberland owner, the RPF who prepared the PTHP, and the PTHP submitter.
   (2) The location of the PTHP area by county, section, township, and range, and the approximate direction and distance to the PTHP area from the nearest community or well-known landmark.
   (3) The name of and distance from the nearest perennial Watercourse flowing through or downstream from the PTHP area.
   (4) The acres proposed to be harvested.
(5) The Silvicultural Systems to be used, including Regeneration Methods, and Intermediate Treatments, Special Prescriptions, and Alternative Prescriptions to be used.

(6) The estimated earliest date that the Director may approve the PTHP. This is 15 days from receipt of the PTHP by the Department, except in counties for which Rules and regulations have been adopted pursuant to §§ 4516.5 and 4516.8 of the PRC where the earliest date the Director may approve the PTHP is 45 days after the receipt of the PTHP by the Department.

(7) A statement that the public may review the PTHP at the appropriate CAL FIRE Review Team Office and that a copy of the PTHP may be obtained from the Department upon payment of the applicable charge.

(8) A map which provides the approximate boundary of the PTHP area, a map legend, and a scale.

(9) A statement that questions or concerns regarding the specific PTHP should be directed to the appropriate CAL FIRE Review Team Office.

(e) The RPF preparing the PTHP shall furnish to the Department at the time of submission of the PTHP the names and mailing addresses of all property owners within 300 ft. of the PTHP boundary. Either a list compiled from the latest equalized assessment roll or a list provided by a title company doing business in California compiled within 60 days of submission of the PTHP shall be deemed sufficient for compliance with the subsection.

(f) The Department shall mail copies of the Notice of Intent within two working days of receipt of the PTHP to all Persons identified in (e) above.

(g) Before PTHP submission, the Person submitting the PTHP shall post a copy of the Notice of Intent including a map as described in (d)(8) at a conspicuous location on the
Public Road nearest the PTHP site. The Notice shall be on colored paper or identified
with colored flagging so as to be easily visible to the public.

(h) A statement of whether there is a known overhead electric power line on the
proposed Plan area except lines from transformers to service panels.

Note: Authority cited: Sections 4551 and 4552, Public Resources Code. Reference:
Section 4581, Public Resources Code.